

**THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES
FLORIDA BOARD OF GOVERNORS**

NOTICE OF ADOPTION OF EMERGENCY REGULATION

REGULATION TITLE: Tuition Fees Schedule

REGULATION NO.: FIU Emergency Reg. 2005-07

**STATEMENT OF FACTS AND REASONS FOR CONCLUDING THAT THE
PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES**

On June 29, 2005, The Florida International University Board of Trustees adopted a proposed Tuition Fees Schedule Rule (Rule 6C8-6.010) setting tuition and fees for the 2005-06 Academic Year of the University in accordance with the rulemaking procedure contained in the Florida Administrative Procedures Act ("APA Rulemaking Procedure"). On July 21, 2005, the Florida Board of Governors (BOG) adopted a Regulation Development Procedure for State University Boards of Trustees ("BOG Regulation Development Procedure"), which replaced the APA Rulemaking Procedure effective immediately.

According to the BOG Regulation Development Procedure, rules that were in the process of completion pursuant to the APA Rulemaking Procedure must be adopted pursuant to the BOG Regulation Development Procedure. Further, according to the new BOG procedure, the adoption of a regulation regarding tuition through the normal (i.e., non-emergency) process will take 60-90 days. Consequently, the Board of Trustees must act immediately and adopt its Tuition Fees Schedule as an emergency regulation so that tuition and fees are in place prior to the commencement of the 2005-06 Academic Year. Failure to adopt the emergency regulation will result in disruption to the financial operations of the University and confusion for students seeking to register at the University.

The procedure is fair under the circumstances for several reasons. The emergency regulation on the Tuition Fees Schedule is the same in substance as the proposed rule adopted and authorized by the Board of Trustees at its June 29, 2005 meeting. As a result, the substance of this emergency regulation has been widely noticed to the University community and the public through several notices that are required under the APA Rulemaking Procedure. These notices include a Notice of Rule Development (including the right to request a rule workshop), a Notice of Rulemaking published after the Board's adoption on June 29, 2005 (including a right to request a rule hearing), and Notices of Changes to the rule that have been published and disseminated to the University Community and public. As a result of these notices, members of the University Community have requested and obtained copies of the Tuition Fees Schedule Rule. In addition, the Tuition Fees Schedule has been approved at public meetings of the Board, initially at the June 24, 2005 meeting of the Finance and Audit Committee, and then at the full Board of Trustees meeting on June 29, 2005.

The emergency regulation can be viewed on the website of The Florida International University Board of Trustees or by following this link, <http://www.fiu.edu/trustees/regulations.htm>.

If you would like a copy of the emergency regulation, please contact Eli Deville, Coordinator, Administrative Services, Office of the General Counsel, (305) 348-2103.

THE EMERGENCY REGULATION TAKES EFFECT IMMEDIATELY UPON PUBLICATION OF THIS NOTICE.

DATE OF PUBLICATION: August 5, 2005.

**THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES
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FIU Emergency Reg. 2005-07

Tuition Fees Schedule

(1) Tuition shall be defined as fees assessed to students for enrollment in credit courses at the Florida International University. Tuition consists of the following fees, depending on whether a student is a resident or a non-resident:

(a) Resident tuition, comprised of the following, shall be defined as the fees charged an enrolled student who qualifies as a Florida resident as defined in Rule 6A-10.044, F.A.C.:

1. Matriculation Fee;
2. Student Financial Aid Fee;
3. Capital Improvement Trust Fund Fee;
4. Building Fee;
5. Health Fee;
6. Athletic Fee; and
7. Activity and Service Fee.

(b) Non-Resident tuition, comprised of the following, shall be defined as the fees charged an enrolled student who does not qualify as a Florida resident as defined in Rule 6A-10.044, F.A.C.:

1. Matriculation Fee;
2. Non-Resident Fee;
3. Student Financial Aid Fee;
4. Non-Resident Student Financial Aid Fee;
5. Capital Improvement Trust Fund Fee;
6. Building Fee;
7. Health Fee;

8. Athletic Fee; and

9. Activity and Service Fee.

(2) Registration shall be defined as consisting of two components:

(a) Formal enrollment in one or more credit courses approved and scheduled by the University;

and,

(b) Tuition payment, or other appropriate arrangements for tuition payment (installment payment, deferment, or third party billing) for the courses in which the student is enrolled as of the end of the drop/add period.

(3) A student is liable for tuition associated with all courses for which the student is registered at the end of the drop/add period. The fee payment deadline shall be as determined by the University.

(4) The following tuition shall be levied and collected on a per credit hour basis, effective the fall semester indicated for each student regularly enrolled, unless provided otherwise in this chapter.

FALL 2005

<i>Fee</i>	<i>Undergraduate</i>		<i>Graduate</i>		<i>Law</i>	
	<i>Resident</i>	<i>Non-Resident</i>	<i>Resident</i>	<i>Non-Resident</i>	<i>Resident</i>	<i>Non-Resident</i>
Matriculation	\$71.57	\$71.57	\$201.55	\$201.55	\$229.07	\$229.07
Non-Resident		\$393.62		\$600.35		\$437.60
Athletic	\$11.66	\$11.66	\$11.66	\$11.66	\$11.66	\$11.66
Activity and Service	\$10.52	\$10.52	\$10.52	\$10.52	\$10.52	\$10.52
Student Financial Aid	\$3.57	\$3.57	\$10.07	\$10.07	\$11.45	\$11.45
Non-Resident Financial Aid		\$19.68		\$30.01		\$21.88
Capital Improvement Trust Fund	\$2.44	\$2.44	\$2.44	\$2.44	\$2.44	\$2.44

Building	\$2.32	\$2.32	\$2.32	\$2.32	\$2.32	\$2.32
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(5) In addition to the tuition fees set forth in paragraph (4) above, the University shall levy and collect an additional resident, matriculation fee of \$28.79 per credit hour for graduate students enrolled in the School of Architecture effective Fall 2005. The additional fees authorized by this paragraph (5) shall not apply to graduate students who were enrolled in a graduate program in the School of Architecture prior to Fall 2005 and re-enroll in the same graduate program.

(6) Effective the Fall 2005 term, during any semester in which a graduate nonresident student has been appointed as a Graduate Assistant for at least .25 FTE, the Non-Resident Fee for the student shall be \$0.00 per credit hour.

(7) Effective the Spring 2006 term, the graduate Non-Resident Fee shall be \$480.07 per credit hour and the graduate Non-Resident Financial Aid Fee shall be \$24.00 per credit hour.

(8) The following fees shall be levied and collected on a per semester basis, effective the fall semester indicated for each student regularly enrolled, unless provided otherwise in this chapter.

FALL 2005

<i>Fee</i>	<i>Undergraduate</i>		<i>Graduate</i>		<i>Law</i>	
	<i>Resident</i>	<i>Non-Resident</i>	<i>Resident</i>	<i>Non-Resident</i>	<i>Resident</i>	<i>Non-Resident</i>
Health	\$54.00	\$54.00	\$54.00	\$54.00	\$54.00	\$54.00
Inter-collegiate Athletics	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00
Transportation Access	\$58.00	\$58.00	\$58.00	\$58.00	\$58.00	\$58.00

The Transportation Access Fee does not include the State sales tax, and is also \$58.00 (plus the State sales tax) for any Summer semester.

(9) Effective the Fall Semester 2005, each student enrolled in the same undergraduate course more than twice shall be assessed an additional \$170.22 per credit hour for each such course in addition to the fees set forth above.

Authority: 1009.24, FS.